

**JOINT DECLARATION AND POWER OF ATTORNEY
PCT U.S. NATIONAL PHASE APPLICATION**

As the below named inventors, we hereby declare that:

Our residence, post office address and citizenship are as stated below next to our names;

We believe we are the original, first and sole inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled **PHARMACEUTICAL COMPOSITIONS CONTAINING WATER-SOLUBLE PRODRUGS OF PROPOFOL AND METHODS OF ADMINISTERING SAME**, the specification of which

- ☐ is attached hereto.
☒ was filed on September 29, 2004 as Application Serial Number 10/509,627 and was amended on _____ (if applicable).
☒ was filed under the Patent Cooperation Treaty (PCT) and accorded International Application No. PCT/US03/10540, filed April 8, 2003, and amended on _____ (if any).

We hereby state that we have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

We hereby acknowledge the duty to disclose information which is material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56(a).

Prior Foreign Application(s)

We hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application(s) for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Country	Application No.	Date of Filing (Day, Month, Year)	Date of Issue (Day, Month, Year)	Priority Claimed Under 35 U.S.C. §119

Prior United States Provisional Application(s)

We hereby claim priority benefits under Title 35, United States Code, §119(e)(1) of any U.S. provisional application(s) listed below:

U.S. Provisional Application No.	Date of Filing (Day, Month, Year)	Priority Claimed Under 35 U.S.C. §119(e)(1)
60/370,213	08 April 2002	Yes
60/370,245	08 April 2002	Yes

Prior United States Application(s)

We hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, We acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application Serial No.	Date of Filing (Day, Month, Year)	Status X Patented, Pending, Abandoned

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Power of Attorney

And we hereby appoint, both jointly and severally, as our attorneys, all Banner & Witcoff, Ltd. attorneys indicated therein under PTO Customer Number 22907, with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office.

All correspondence and telephone communications should be addressed to:

Banner & Witcoff, Ltd.
Customer Number: 22907 (WDC)

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

120 Signature Peggy Wingard MD Date 11/08/04
Full Name of First Inventor WINGARD PEGGY
Family Name First Given Name Second Given Name
Residence Houston, Texas Citizenship United States
Post Office Address 2904 Plumb Street, Houston, Texas 77005 USA

Signature _____ Date _____
Full Name of First Inventor BURAK ERIC S.
Family Name First Given Name Second Given Name
Residence East Haddam, Connecticut Citizenship United States
Post Office Address 51 Bone Mill Road, East Haddam, Connecticut 06423

Signature _____ Date _____
Full Name of First Inventor GIBIANSKY EKATERINA
Family Name First Given Name Second Given Name
Residence North Potomac, Maryland Citizenship United States
Post Office Address 49 Flints Grove Drive, North Potomac, Maryland 20878

Signature _____ Date _____
Full Name of First Inventor VORNOV JAMES J.
Family Name First Given Name Second Given Name
Residence Baltimore, Maryland Citizenship United States
Post Office Address 5920 Simmonds Avenue, Baltimore, Maryland 21215

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Power of Attorney

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Signature _____ Date _____
Full Name of First Inventor WINGARD PEGGY
Family Name First Given Name Second Given Name
Residence Houston, Texas Citizenship United States
Post Office Address 2904 Plumb Street, Houston, Texas 77005

21w Signature *[Signature]* Date 11/22/04
Full Name of First Inventor BURAK ERIC S.
Family Name First Given Name Second Given Name
Residence East Haddam, Connecticut Citizenship United States
Post Office Address 51 Bone Mill Road, East Haddam, Connecticut 06423 USN

Signature _____ Date _____
Full Name of First Inventor GIBIANSKY EKATERINA
Family Name First Given Name Second Given Name
Residence North Potomac, Maryland Citizenship United States
Post Office Address 49 Flints Grove Drive, North Potomac, Maryland 20878

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Family Name First Given Name Second Given Name
Residence East Haddam, Connecticut Citizenship United States
Post Office Address 51 Bone Mill Road, East Haddam, Connecticut 06423

3W Signature Ekatrina Orbansky Date 11/16/2004
Full Name of First Inventor GIBIANSKY EKATERINA
Family Name First Given Name Second Given Name
Residence North Potomac, Maryland Citizenship United States
Post Office Address 49 Flints Grove Drive, North Potomac, Maryland 20878 USA

4W Signature [Signature] Date 11/16/2004
Full Name of First Inventor VORNOV JAMES J.
Family Name First Given Name Second Given Name
Residence Baltimore, Maryland Citizenship United States
Post Office Address 5920 Simmonds Avenue, Baltimore, Maryland 21215 USA